ORIGINAL 7 CRIM 1022

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

PATRICK SPENCER,

Defendant.

NOTICE OF INTENT TO FILE AN INFORMATION

07 Cr.

JUDGE KAPLAN

Please take notice that the United States Attorney's Office will file an information upon the defendant's waiver of indictment, pursuant to Rule 7(b) of the Federal Rules of Criminal Procedure.

New York, New York October 24, 2007

> MICHAEL J. GARCIA United States Attorney

By:

Assistant United States Attorney

USDC SDN DOCUMENT

ELECTRONIC ALLY FILED

By:

Libtti, Esq. by Sennifer L. McCarin, Esq

Attorney for Patrick Spencer

AGREED AND CONSENTED TO:

10/X/O WHEEL A